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**Attorneys for Defendant**

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

RANDALL THILL, individually and on behalf  
of all others similarly situated,

CASE NO. C 05 04893 JCS

**JOINT STATUS REPORT AND  
[PROPOSED] ORDER**

**Plaintiff,**

V.

EDWARD D. JONES & CO., L.P., a limited partnership and DOES 1 through 50, inclusive,

## Defendants.

Plaintiff RANDALL THILL, individually and on behalf of all others similarly situated (“Plaintiff”), and Defendant EDWARD D. JONES & CO., L.P. (“Edward Jones”), by and through their undersigned attorneys, hereby submit this Joint Status Report regarding the parties’ progress towards finalizing the proposed settlement in this matter.

The parties have re-engaged the mediator to assist in the resolution of final settlement issues and have made substantial progress. However, the parties need additional time

1 to finalize and review settlement documents. The parties hope to file a joint motion for  
2 preliminary approval by Friday, September 28, 2007.

3 The parties have further agreed that, in the unlikely event that they are unable to  
4 reach agreement on all outstanding issues such that a joint motion for preliminary approval cannot  
5 be filed by September 28, 2007, Edward Jones' response to Plaintiff's Motion to Enforce the  
6 Memorandum of Agreement ("Motion to Enforce") shall be due on September 28, 2007 and  
7 Plaintiff's Reply in support of the Motion to Enforce shall be due on October 5, 2007, with the  
8 hearing on the motion remaining on October 12, 2007 at 9:30 a.m. The parties respectfully  
9 request that the Court approve this revised briefing schedule.

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11 Dated: September 21, 2007

GREENSFELDER HEMKER & GALE, P.C.

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/S/

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Attorneys for Defendant

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Dated: September 21, 2007

DOSTART CLAPP GORDON & COVENY, LLP

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/S/  
JAMES F. CLAPP  
Attorneys for Plaintiff

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**IT IS SO ORDERED.**

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DATED: 9/25/07

  
UNITED STATES MAGISTRATE JUDGE

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JOINT STATUS REPORT AND [PROPOSED] ORDER

CASE NO. C 05 4893 JCS